

Amendment No. 1 to SB2621

Gresham
Signature of Sponsor

AMEND Senate Bill No. 2621*

House Bill No. 3200

by deleting Section 2 in its entirety and substituting instead the following:

SECTION 2. Tennessee Code Annotated, Section 49-6-4213, is amended by deleting subsection (l) in its entirety and by substituting instead the following:

(l) Each LEA participating in the drug testing of students authorized in subsection (a) of this section shall promulgate policies and procedures to ensure that those students testing positive receive the assistance needed. The assistance shall include an assessment to determine the severity of the student's alcohol and drug problem and a recommendation for referral to intervention or treatment resources as appropriate. Nothing in this section shall be construed to require LEAs to administer drug tests to students. Any system that elects to participate shall supply the testing materials and any subsequent counseling within existing local funds.

AND FURTHER AMEND by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION _____. Tennessee Code Annotated, Section 49-6-4213, is amended by deleting subsection (f) in its entirety and by substituting instead the following:

(f)

(1) If an LEA adopts a policy permitting random drug testing of students in voluntary extracurricular activities, then the LEA shall notify the parents and guardians of any student participating in voluntary extracurricular activities that such students may be subjected to random drug testing.

(2)

(A) A parent or guardian of a student shall be notified before any drug test is administered to the student.

(B) If a student participating in voluntary extracurricular activities is randomly chosen for drug testing, then written consent shall be received from the student's parent or guardian before the student is tested.